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PATENT 81710.0258

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ir re application of:

Osamu KIMOTO

Serial No: 10/658,013

Filed:

September 9, 2003

For:

Color Image Communication Device

and Color Image Communication

Method

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sirs:

Art Unit: 2622

Examiner: Not Assigned

	I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:
	Commissioner for Patents
	P.O. Box 1450
	Alexandria, VA 22313-1450, on
	_January 19, 2005
	Date of Deposit
	Shindale Ferguson
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	Signature Date
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- 1. The information disclosure statement submitted herewith is being filed within three months of the filing date of the application other than a continued prosecution application, or within three months of the date of entry into the national stage of an international application, or before the mailing date of a first Office Action on the merits, or before the mailing of a first Office action after the filing of a request for continued examination under §1.114, whichever event occurs last. 37 C.F.R. §1.97(b).
- 2. The information disclosure statement transmitted herewith is being filed after the period specified in §1.97(b), but before the mailing date of a final action under §1.113, or a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application, whichever occurs first. A statement specified in §1.97(e) or a fee set forth in §1.17(p) is included. 37 C.F.R. §1.97(c).

§1.97(e) STATEMENT

I, the person signing below, state:

that each item of information contained in the information disclosure statement was first cited in the attached communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1).

OR

that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in

		§1.56(c) more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(2).					
		OR FEE					
		Attached is a fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(c). (\$180.00). [OR:] Please charge the fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(c) (\$180.00) to Deposit Account No. 50-1314. A copy of this petition is enclosed.					
3.		The information disclosure statement transmitted herewith is being filed after the period specified in §1.97(c), but before, or simultaneously with the payment of the issue fee. A statement specified in §1.97(e) and a fee set forth in §1.17(p) are included. 37 C.F.R. §1.97(d).					
		§1.97(e) STATEMENT					
		I, the person signing below, state:					
		that each item of information contained in the information disclosure statement was first cited in the attached communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1).					
		OR					
		that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(2).					
		AND FEE					
		Attached is a fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(d). (\$180.00).					
4.	\boxtimes	If it should be determined that for any reason either an insufficient fee or an excessive has been paid, please charge any insufficiency or credit any overpayment necessary to ensure consideration of the information disclosure statement for the above-identified application to Deposit Account No. 50-1314. A copy of this petition is enclosed.					
5 .	\boxtimes	A list of 3 reference(s) is in the enclosed Form PTO-1449.					

NON-ENGLISH LANGUAGE REFERENCES

	Enclosed is a search report for a counterpart application. The search report Examiner has provided comments on the relevancy of any non-English language references cited in the search report.
\boxtimes	The search report cites four (4) references, one of which has already been submitted to the Office in an IDS. Therefore Japanese Application No. 2001-285647 has not been enclosed for submission.
	Set forth below are comments provided by the applicant's home country counsel on the relevancy of non-English language references:

By:

Date: January 19, 2005

Biltmore Tower 500 South Grand Avenue, Suite 1900 Los Angeles, CA 90071

Telephone: (213) 337-6700 Facsimile: (213) 337-6701

HOGAN & HARTSON L.L.P.

Respectfully submitted,

Ying Chen Registration No. 50,193 Attorney for Applicant(s)

FORM PTO-1449				Docket Number 81710.0	(Optional) 0258	Application Number 10/658,013		
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